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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

RICHARDSON et al.

Serial No.: 10/797,749

Filed: March 9, 2004

Atty. File No.: 1604-470

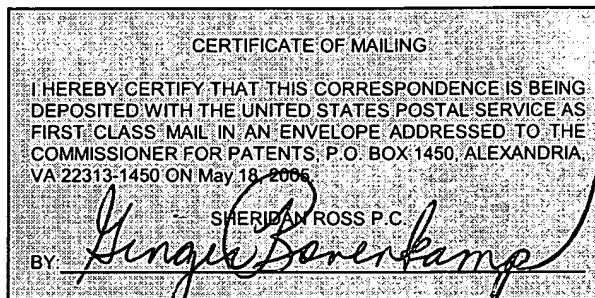
For: "MICROWAVABLE METALLIC
CONTAINER"

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

) Group Art Unit: 3742

) Examiner: VAN, QUANG T.

) RESPONSE TO
) RESTRICTION REQUIREMENT

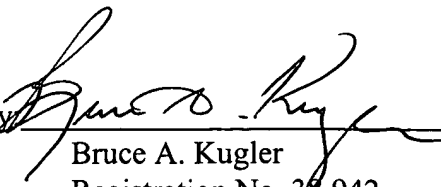


Dear Sir:

In an Office Action dated April 19, 2005, the Examiner issued a Restriction Requirement with regard to the above-identified patent application. Generally, the Examiner indicated that Figs. 1-5 (Species I) and Fig. 6 (Species II) were distinct inventions, and that a further species election is required with regard to Figs. 7-11. Pursuant to a phone call with the Examiner, Applicants hereby elect to prosecute Figs. 1-5 in this patent application since the embodiment shown in Figs. 1-5 is distinct from the various embodiments shown in Figs. 7-11. Thus, an additional species election for Figs. 7-11 is not required at this time. However, Applicants respectfully reserve the right to pursue Figs. 7-11 in a subsequent divisional/continuation application. Since this election is timely made prior to the one month statutory deadline of May 19, 2005, no additional fees are believed due at this time. However, if any fees are due, the Examiner is authorized to debit Deposit Account No. 19-1970.

Respectfully submitted,

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Date: May 18, 2005